

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

ALMITRA ZION a single woman, )  
)  
) Case No.:  
Plaintiff, )  
)  
)  
v. ) COMPLAINT II  
)  
MRC RECEIVABLES CORPORATION, a )  
Delaware Corporation, SUTTELL )  
& HAMMER P.S. a Washington )  
Professional Corporation, J. )  
BRANDON BLACK & JANE DOE BLACK, )  
husband and wife and the )  
marital community composed )  
thereof, RONALD NAVES, JR. and )  
JANE DOE NAVES and the marital )  
community composed thereof, )  
ISAAC HAMMER & KAREN HAMMER, )  
husband and wife and the )  
marital community composed )  
thereof, WILLIAM SUTTELL and )  
JANE DOE SUTTELL, husband and )  
wife and the marital community )  
composed thereof, )  
)  
Defendants. )  
\_\_\_\_\_ )

**I. INTRODUCTION**

1. This is an action for statutory damages brought by an individual consumer for Defendants' violations of the Fair Debt Collection Practices Act, 15 U.S.C. §§ 1692 et. seq. (FDCPA), which prohibits debt collectors from engaging in abusive, deceptive, and unfair practices. It is also an

COMPLAINT II - 1/16

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1  
2 action under Wash. Rev. Code §§ 19.16, et seq. (2009), the  
3 Washington Collection Agency Act (WCAA) and Wash. Rev. Code  
4 §§ 19.86, et seq. (2009), the Washington Consumer Protection  
5 Act (WCPA) for unlawful or deceptive acts or practices. The  
6 last two are brought under this Court's supplemental  
7 jurisdiction.

## 8 II. JURISDICTION

9 2. Jurisdiction of this Court arises under 15 U.S.C. §  
10 1692k(d), 28 U.S.C. § 1331. Its ancillary jurisdiction is  
11 based on 28 U.S.C. § 1367. Venue is based on 28 U.S.C. §  
12 1391(b)(2), for the plaintiff, Almitra Zion ("Zion"), lived  
13 in Whatcom County, Washington during the events described  
14 below.

## 15 III. PARTIES

16 3. Zion is an adult. At the time of the events  
17 described herein she was and remains a resident of Whatcom  
18 County, Washington. She is a "consumer," as defined in 15  
19 U.S.C. § 1692a(3). She is also a "person," as defined in RCW  
20 19.16.100(1).

### 21 4. MRC Defendants:

22 A. MRC Receivables Corporation ("MRC") is a Delaware  
23 State Corporation. It is a "debt collector," as defined in  
24 15 U.S.C. § 1692a(6). Although it is not licensed as a  
25 collection agency with the Washington State Department of  
26

1  
2 Licensing, it is doing business in Washington State as a  
3 collection agency and is a "collection agency," as defined in  
4 RCW 19.16.100(1)-(2). It is now and has been at all times  
5 material to this action engaged in a trade or commerce within  
6 the meaning of Wash. Rev. Code § 19.86.020 by conducting its  
7 business as a collection agency in Washington State.

8 B. Defendants J. Brandon Black and Jane Doe Black are  
9 husband and wife and a marital community under the laws of  
10 the State of Washington. J. Brandon Black ("Black"),  
11 according to the Washington State Secretary of State  
12 Corporate Division website, is one of the "governing people"  
13 of MRC. As one of the "governing people" of MRC, he is a  
14 "debt collector," as defined in 15 U.S.C. § 1692a(6). As one  
15 of the "governing people" of MRC, he is also a "collection  
16 agency," as defined in Wash. Rev. Code 19.16.100(1)-(2). He  
17 is now and has been at all times material to this action  
18 engaged in trade or commerce within the meaning of Wash. Rev.  
19 Code § 19.86.020 (2010) by conducting his business as a  
20 collection agency. All acts described herein were done by  
21 and on behalf of the Black marital community.

22 C. Defendants Ronald Naves, Jr. and Jane Doe Naves, Jr.  
23 are husband and wife and a marital community under the laws  
24 of the State of Washington. Ronald Naves, Jr. ("Naves"),  
25 according to the Washington State Secretary of State  
26

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28 COMPLAINT II - 3/16

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1  
2 Corporate Division website, is one of the "governing people,"  
3 of MRC. As one of the "governing people" he is a "debt  
4 collector," as defined in 15 U.S.C. § 1692a(6). As one of  
5 the "governing people" of MRC, he is also a "collection  
6 agency," as defined in Wash. Rev. Code 19.16.100(1)-(2). He  
7 is now and has been at all times material to this action  
8 engaged in a trade or commerce within the meaning of Wash.  
9 Rev. Code § 19.86.020 (2010) by conducting his business as a  
10 collection agency. All acts described herein were done by  
11 and on behalf of the Black marital community.

12 D. These defendants are collectively known as the "MRC  
13 Defendants."

14 5. Suttell Defendants:

15 A. Suttell & Hammer P.S. ("Suttell P.S.") is a  
16 Washington State Professional Corporation. It is a "debt  
17 collector," as defined in 15 U.S.C. § 1692a(6).  
18

19 B. Defendants Isaac and Karen Hammer are husband and  
20 wife and a marital community under the laws of the State of  
21 Washington. Isaac Hammer and Karen Hammer ("Hammer"),  
22 according to the Washington State Secretary of State  
23 Corporate Division website, are two of the "governing people"  
24 of Suttell P.S. As two of the "governing people" of Suttell  
25 P.S., they are "debt collectors," as defined in 15 U.S.C. §  
26 1692a(6). All acts described herein were done by and on  
27

28 COMPLAINT II - 4/16

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1  
2 behalf of the Hammer marital community.

3 C. Defendants William Suttell and Jane Doe Suttell, are  
4 husband and wife and a marital community under the laws of  
5 the State of Washington. According to the Washington State  
6 Secretary of State Corporate Division website, William  
7 Suttell ("Suttell") is one of the "governing people" of  
8 Suttell P.S. All acts described herein were done by and on  
9 behalf of the Suttell marital community.

10 D. These defendants are collectively known as the  
11 "Suttell Defendants."

#### 12 IV. FACTUAL ALLEGATIONS

##### 13 BACKGROUND

14 6. Zion purportedly owes a credit card bill. This  
15 purported credit card bill is a "debt," as defined in 15  
16 U.S.C. § 1692a(5), and a "claim," as defined in Wash. Rev.  
17 Code 19.16.100(5). The debt was primarily for personal,  
18 family and household purposes, and arose out of a contract.

##### 19 COLLECTION ACTIONS

20 7. The MRC Defendants, by and through its attorney,  
21 Suttell P.S., sued Zion in Whatcom County Superior Court  
22 under Case No. 07-2-00945-7.

23 8. The MRC Defendants, by and through its attorney,  
24 Suttell P.S., obtained an order of default judgment (Exhibit  
25 A) on May 18, 2007. It recorded the judgment with the  
26

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28 COMPLAINT II - 5/16

1  
2 Whatcom County Auditor on June 8, 2007 (Exhibit B). It  
3 vacated the default judgment on June 29, 2007. But it did  
4 not file the vacation of the default judgment with the  
5 Whatcom County Auditor. Zion did not learn that the vacation  
6 of the default judgment had not been recorded with the  
7 Whatcom County Auditor until on or about March 19, 2010.

8 9. The MRC Defendants, by and through its attorney,  
9 Suttell P.S., obtained an order of summary judgment (Exhibit  
10 C) on October 5, 2007. It recorded the order of summary  
11 judgment on October 19, 2007 (Exhibit D).

12 10. The Court of Appeals, in the case of *MRC*  
13 *Receivables, Corp. v. Zion*, 152 Wn.App. 625, 218 P.3d 621  
14 (2009), vacated the October 5, 2007 summary judgment. A true  
15 and correct copy of its mandate is attached as Exhibit "E".  
16 It states that the Court of Appeals Division I filed the  
17 decision on July 27, 2009, entered an order publishing the  
18 opinion on October 16, 2009, and awarded Zion judgment for  
19 \$748.47 for costs and attorney's fee. The mandate is dated  
20 December 4, 2009.

21  
22 11. On March 30, 2010, Zion sent Suttell, P.S. a letter  
23 requesting it to file a copy of the order vacating the  
24 default judgment with the Whatcom County Auditor, and to file  
25 a motion to vacate the summary judgment and file the order  
26 vacating the summary judgment with the Whatcom County Auditor  
27

28 COMPLAINT II - 6/16

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1  
2 (Exhibit F). Enclosed with the March 30, 2010 letter was a  
3 true and correct copy of Zion's credit report dated March 19,  
4 2010, which listed the recorded default and summary judgments.

5 12. Defendants finally recorded the order vacating the  
6 default judgment with the Whatcom County Auditor on April 9,  
7 2010 (Exhibit G). They finally recorded the order vacating  
8 the summary judgment on April 9, 2010 (Exhibit H).

9 V.

10 **FDCPA, WCAA AND WCPA VIOLATIONS**

11 **MRC DEFENDANTS FDCPA VIOLATIONS**

12 **DEFAULT JUDGMENT**

13 13. With the failure timely to record the order  
14 vacating the default judgment, the MRC Defendants violated  
15 the FDCPA, as follows:

16 a. 15 U.S.C. § 1692e for its failure to file the order  
17 vacating the default judgment with the Whatcom County Auditor  
18 was a false, deceptive, or misleading representation, or  
19 means in connection with the collection of the debt, for no  
20 default judgment existed.

21 b. 15 U.S.C. § 1692e(2)(A) for its failure to file the  
22 order vacating the default judgment with the Whatcom County  
23 Auditor falsely represented the character, amount, and legal  
24 status of the debt, for no default judgment existed.

25 c. 15 U.S.C. § 1692e(5) for its failure to file the  
26

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28 COMPLAINT II - 7/16

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1  
2 order vacating the default judgment with the Whatcom County  
3 Auditor was a threat to take an action that it could not  
4 legally take, i.e. leave the nonexistent default judgment  
5 recorded.

6 d. 15 U.S.C. § 1692e(10) for its failure to file the  
7 order vacating the default judgment with the Whatcom County  
8 Auditor was a false representation or deceptive means to  
9 collect or to attempt to collect the debt, for no default  
10 judgment existed.

11 e. 15 U.S.C. § 1692f for its failure to file the order  
12 vacating the default judgment with the Whatcom County Auditor  
13 was an unfair or unconscionable means to collect or attempt  
14 to collect the debt, for no default judgment existed.

#### 15 SUMMARY JUDGMENT

16 14. With the failure timely to obtain an order vacating  
17 the summary judgment and then record the order vacating the  
18 summary judgment with the Whatcom County Auditor, the MRC  
19 Defendants violated the FDCPA, as follows:

20 a. 15 U.S.C. § 1692e for its failure timely to obtain an  
21 order vacating the summary judgment and then record the order  
22 vacating the summary judgment with the Whatcom County Auditor  
23 was a false, deceptive, or misleading representation, or  
24 means in connection with the collection of the debt, for the  
25 Court of Appeals had vacated the summary judgment, and it did  
26  
27

28 COMPLAINT II - 8/16



1 not exist.

2  
3 b. 15 U.S.C. § 1692e(2)(A) for its failure timely to  
4 obtain an order vacating the summary judgment and then record  
5 the order vacating the summary judgment with the Whatcom  
6 County Auditor falsely represented the character, amount, and  
7 legal status of the debt, for the Court of Appeals had  
8 vacated the summary judgment, and it did not exist.

9 c. 15 U.S.C. § 1692e(5) for its failure timely to obtain  
10 an order vacating the summary judgment and then record the  
11 order vacating the summary judgment with the Whatcom County  
12 Auditor was a threat to take an action that it could not  
13 legally take, i.e. leave the summary judgment recorded.

14 d. 15 U.S.C. § 1692e(10) for its failure timely to  
15 obtain an order vacating the summary judgment and then record  
16 the order vacating the summary judgment with the Whatcom  
17 County Auditor. This failure was a false representation or  
18 deceptive means to collect or to attempt to collect the debt,  
19 for the Court of Appeals had vacated the summary judgment,  
20 and it did not exist.

21  
22 e. 15 U.S.C. § 1692f for its failure timely to obtain an  
23 order vacating the summary judgment and then record the order  
24 vacating the summary judgment with the Whatcom County Auditor  
25 was an unfair or unconscionable means to collect or attempt  
26 to collect the debt, for the Court of Appeals had vacated the  
27

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1 summary judgment, and it did not exist.

2 MRC DEFENDANTS WCAA VIOLATIONS

3  
4 15. With its failure to file the order vacating the  
5 default judgment with the Whatcom County Auditor and its  
6 failure timely to obtain an order vacating the summary  
7 judgment and then record the order vacating the summary  
8 judgment with the Whatcom County Auditor ("MRC failures"),  
9 the MRC Defendants violated the WCAA, as follows:

10 a. Wash. Rev. Code Ann. 19.16.250(15) for with its  
11 failures, it threatened to take an action that it could not  
12 take, that is, leaving the default judgment recorded, not  
13 vacating the summary judgment, and leaving the summary  
14 judgment recorded.

15 b. The FDCPA violations, above, violated Wash. Rev.  
16 Code Ann. 19.16.250(15).

17 MRC DEFENDANTS WCPA VIOLATIONS

18  
19 16. With its failures, the MRC defendants violated the  
20 WCPA under three theories:

21 A. The MRC Defendants' failures violated Wash. Rev. Code  
22 Ann. 19.16.250(15). Its failures, through Wash Rev. Code  
23 Ann. § 19.16.440, became a *per se* violation of the WCPA.

24 B. The MRC Defendants' violations of the FDCPA violated  
25 Wash. Rev. Code Ann. 19.16.250(15). These violations through  
26 Wash. Rev. Code Ann. § 19.16.440 became *per se* violations of

27  
28 COMPLAINT II - 10/16

1 the WCPA.

2  
3 C. The MRC Defendants' violations of the FDCPA violate  
4 the WCPA.

5 14. The analysis follows:

6 a. The MRC Defendants' failures were unfair or deceptive  
7 acts or practices under the three theories above;

8 b. The MRC Defendants' failures were unfair or  
9 deceptive acts or practices in trade or commerce under the  
10 three theories above.

11 c. The MRC Defendants' failures, as unfair or deceptive  
12 acts or practices, affected the public interest under the  
13 three theories, above.

14 d. The MRC Defendants' failures, as unfair or deceptive  
15 acts or practices, injured Zion's business or property under  
16 the three theories, above.

17 e. The MRC Defendants' failures, as unfair or deceptive  
18 acts or practices, caused injury to Zion's business or  
19 property under the three theories, above.  
20

21 SUTTELL DEFENDANTS' FDCPA VIOLATIONS

22 DEFAULT JUDGMENT

23 17. With the failure timely to record the order vacating  
24 the default judgment, the the Suttell Defendants violated the  
25 FDCPA, as follows:

26 a. 15 U.S.C. § 1692e for its failure to file the order  
27

28 COMPLAINT II - 11/16

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1 vacating the default judgment with the Whatcom County Auditor  
2 was a false, deceptive, or misleading representation, or  
3 means in connection with the collection of the debt, for no  
4 default judgment existed.  
5

6 b. 15 U.S.C. § 1692e(2)(A) for its failure to file the  
7 order vacating the default judgment with the Whatcom County  
8 Auditor falsely represented the character, amount, and legal  
9 status of the debt, for no default judgment existed.

10 c. 15 U.S.C. § 1692e(5) for its failure to file the  
11 order vacating the default judgment with the Whatcom County  
12 Auditor was a threat to take an action that it could not  
13 legally take, for no default judgment existed.

14 d. 15 U.S.C. § 1692e(10) for its failure to file the  
15 order vacating the default judgment with the Whatcom County  
16 Auditor was a false representation or deceptive means to  
17 collect or to attempt to collect the debt, for no default  
18 judgment existed.

19 e. 15 U.S.C. § 1692f for its failure to file the order  
20 vacating the default judgment with the Whatcom County Auditor  
21 was an unfair or unconscionable means to collect or attempt  
22 to collect the debt, for no default judgment existed.  
23

#### 24 SUMMARY JUDGMENT

25 18. With the failure timely to obtain an order vacating  
26 the summary judgment and then record the order vacating the  
27

28 COMPLAINT II - 12/16

1 summary judgment with the Whatcom County Auditor, the Suttell  
2 Defendants violated the FDCPA, as follows:

3  
4 a. 15 U.S.C. § 1692e for its failure timely to obtain an  
5 order vacating the summary judgment and then record the order  
6 vacating the summary judgment with the Whatcom County Auditor  
7 was a false, deceptive, or misleading representation, or  
8 means in connection with the collection of the debt, for the  
9 Court of Appeals had vacated the summary judgment, and it did  
10 not exist.

11 b. 15 U.S.C. § 1692e(2)(A) for its failure timely to  
12 obtain an order vacating the summary judgment and then record  
13 the order vacating the summary judgment with the Whatcom  
14 County Auditor falsely represented the character, amount, and  
15 legal status of the debt, for the Court of Appeals had  
16 vacated the summary judgment, and it did not exist.

17 c. 15 U.S.C. § 1692e(5,) for its failure timely to  
18 obtain an order vacating the summary judgment and then record  
19 the order vacating the summary judgment with the Whatcom  
20 County Auditor was a threat to take an action that it could  
21 not legally take, for the Court of Appeals had vacated the  
22 summary judgment, and it did not exist.

23  
24 d. 15 U.S.C. § 1692e(10) for its failure timely to  
25 obtain an order vacating the summary judgment and then record  
26 the order vacating the summary judgment with the Whatcom

27  
28 COMPLAINT II - 13/16

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1 County Auditor was a false representation or deceptive means  
2 to collect or to attempt to collect the debt, for the Court  
3 of Appeals had vacated the summary judgment, and it did not  
4 exist.  
5

6 e. 15 U.S.C. § 1692f for its failure timely to obtain an  
7 order vacating the summary judgment and then record the order  
8 vacating the summary judgment with the Whatcom County Auditor  
9 was an unfair or unconscionable means to collect or attempt  
10 to collect the debt the Court of Appeals had vacated the  
11 summary judgment and it did not exist.

#### 12 SUMMARY

13 19. As a result of the Defendants' failures, Zion has  
14 suffered actual damages as a result of Defendants' illegal  
15 collection actions consisting of her attorney's fees, costs,  
16 mileage, embarrassment, relationship stress, anger, anxiety,  
17 emotional distress, fear, humiliation, and frustration, among  
18 other negative emotions.  
19

#### 20 VI. CAUSES OF ACTION

21 Fair Debt Collection Practices Act 15 U.S.C. § 1692

22 20. Plaintiff realleges all preceding paragraphs of the  
23 Complaint and incorporates them herein by this reference.

24 21. The foregoing acts and omissions of each and every  
25 Defendant constitute numerous and multiple violations of the  
26 FDCPA including, but not limited to, each and every one of  
27

28 COMPLAINT II - 14/16

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1 the above-cited provisions of the FDCPA, 15 U.S.C. §§ 1692 et  
2 seq.

3  
4 22. As a result of each and every of Defendants'  
5 violations of the FDCPA, Zion is therefore entitled to actual  
6 damages, pursuant to 15 U.S.C. § 1692k(a)(1), statutory  
7 damages in an amount up to \$1,000 pursuant to 15 U.S.C. §  
8 1692k(a)(2)(A), and reasonable attorney's fees and costs  
9 pursuant to 15 U.S.C. § 1692k(a)(3) from each and every  
10 defendant herein.

11 Washington State Consumer Protection Act RCW 19.86.

12 23. Zion realleges all preceding paragraphs of the  
13 Complaint and incorporates them herein by this reference.

14 24. The foregoing acts and omissions of the MRC  
15 defendants constitute numerous and multiple violations of  
16 Wash. Rev. Code §§ 19.86, *et seq.*, as follows:

17 A. The MRC Defendants' violations of Wash. Rev. Code §§  
18 19.16, *et seq.* (WCAA).

19 B. The MRC Defendants' violations of WCAA include each  
20 and every violation of the above-cited provisions of the  
21 FDCPA, 15 U.S.C. § 1692 *et seq.*

22 C. The MRC Defendants' violations of the FDCPA are  
23 violations of Wash. Rev. Code §§ 19.86, *et seq.*

24  
25 **VI. PRAYER FOR RELIEF**

26 WHEREFORE, Zion prays this Court that judgment be

27  
28 COMPLAINT II - 15/16



1 entered on her behalf against each and every defendant, as  
2 follows:  
3

4 A. Statutory damages of \$1,000 pursuant to 15 U.S.C. §  
5 1692k(a)(2)(A) against each and every defendant, jointly and  
6 severally.

7 B. Actual damages under 15 U.S.C. § 1692k(a)(1) against  
8 each and every defendant, jointly and severally.

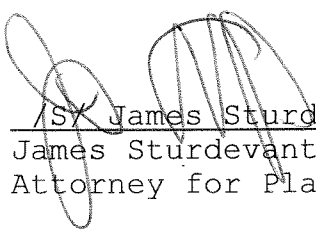
9 C. For an award of costs of litigation and reasonable  
10 attorney's fees pursuant to 15 U.S.C. § 1692k(a)(3) against  
11 each and every defendant, jointly and severally.

12 D. Under Wash. Rev. Code § 19.86.090, actual damages,  
13 treble damages, costs and attorney's fees against the MRC  
14 Defendants, jointly and severally.

15 **VII. JURY DEMAND**

16 Zion hereby demands that this cause be tried by a jury.

17  
18 Dated this 2nd day of March 2011.

19  
20  
21   
22 James Sturdevant  
23 James Sturdevant SBA #8016  
24 Attorney for Plaintiff  
25  
26  
27  
28

COMPLAINT II - 16/16

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FILED IN OPEN COURT  
 18 20 07  
 WHATCOM COUNTY CLERK  
 By \_\_\_\_\_  
 Deputy

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
 FOR WHATCOM COUNTY

MRC Receivables Corp., )  
 ) NO. 07-2-00945-7  
 Plaintiff(s), )  
 )  
 vs. ) ORDER OF DEFAULT  
 ) JUDGMENT  
 ALMITRA ZION )  
 ) (CLERK'S ACTION REQUIRED)  
 Defendant. )  
 \_\_\_\_\_ )

JUDGMENT SUMMARY

1. Judgment Creditor: MRC Receivables Corp.  
 2. Judgment Debtor: ALMITRA ZION  
 3. Principal: \$ 2635.47  
 4. Interest to  
 April 26, 2007 \$ 0.00  
 5. Costs: \$ 245.00  
 6. Plaintiff's attorney fees \$ 650.00  
 7. Total Judgment: \$ 3530.47  
 8. Interest Rate: 12.0000%  
 9. Attorneys for Plaintiff: SUTTELL & ASSOCIATES, P.S.

THIS MATTER having come on regularly before the undersigned  
 Judge of the above entitled Court upon the plaintiff's Motion for  
 Default and Judgment against the defendant and the plaintiff being  
 represented by its attorney, Suttell & Associates, and the defendant

**EXHIBIT No. A**

SUTTELL & ASSOCIATES P.S.  
 Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
 Bellevue, Washington 98004  
 425•455•8220  
 F: 425•454•7884

1 having failed to appear or file an Answer herein and more than  
 2 twenty (20) days having elapsed since the date of service of the  
 3 Summons and Complaint herein, and the Court being otherwise fully  
 4 advised in the premises, NOW, THEREFORE, it is hereby  
 5

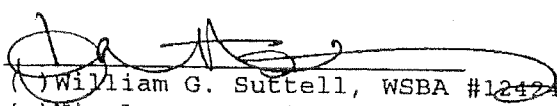
6 ORDERED, ADJUDGED, AND DECREED that the defendant, ALMITRA  
 7 ZION, is hereby in default.

8 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff  
 9 shall have judgment against the defendant, ALMITRA ZION, for the sum  
 10 of \$2635.47 together with interest to date in the sum of \$0.00,  
 11 together with plaintiff's costs of \$245.00 and the sum of \$650.00  
 12 for attorney's fees, and said Judgment shall bear interest at the  
 13 highest legal rate.

14 ENTERED this 10 day of May 2007.

15  
 16 Judge/Court Commissioner

17 Presented by:  
 18 SUTTELL & ASSOCIATES, P.S.

19   
 20 ( ) William G. Suttell, WSBA #12424  
 21 ( ) Nicole M. Brodie, WSBA #35090  
 22 ( ) Karen L. Hammer, WSBA #35608  
 23 ( ) Isaac Hammer, WSBA #36101  
 24 Attorneys for Plaintiff

25  
 26  
 27 SUTTELL & ASSOCIATES P.S.  
 Attorneys at Law

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2070601636

Page: 1 of 4

6/08/2007 4:30 PM

JDGT \$35.00

Whatcom County, WA

Request of: SUTTELL & ASSOC

**Return Address:**

SUTTELL AND ASSOCIATES  
7525 SE 24TH ST, STE. #310  
MERCER ISLAND, WA 98040

**DOCUMENT TITLE(S):**

1. **ORDER OF DEFAULT JUDGMENT**

2.

3.

**CAUSE NUMBER: 07-2-00945-7**

**GRANTOR(S) (Last name, then first name and initials):**

1. **ALMITRA ZION**

2.

3.

**GRANTEE(S) (Last name first, then first name and initials):**

1. **MRC RECEIVABLES CORP.**

2.

3.

   Additional names on page    of document.

**EXHIBIT No. B**

FILED IN OPEN COURT  
 5/18/2007  
 WHATCOM COUNTY CLERK  
 By \_\_\_\_\_  
 Deputy

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
 FOR WHATCOM COUNTY

MRC Receivables Corp., )  
 ) NO. 07-2-00945-7  
 Plaintiff(s), )  
 )  
 vs. ) ORDER OF DEFAULT  
 ) JUDGMENT  
 ALMITRA ZION )  
 ) (CLERK'S ACTION REQUIRED)  
 Defendant.. )

JUDGMENT SUMMARY

1. Judgment Creditor: MRC Receivables Corp.
2. Judgment Debtor: ALMITRA ZION
3. Principal: \$ 2635.47
4. Interest to  
 April 26, 2007 \$ 0.00
5. Costs: \$ 245.00
6. Plaintiff's attorney fees \$ 650.00
7. Total Judgment: \$ 3530.47
8. Interest Rate: 12.0000%
9. Attorneys for Plaintiff: SUTTELL & ASSOCIATES, P.S.

THIS MATTER having come on regularly before the undersigned  
 Judge of the above entitled Court upon the plaintiff's Motion for  
 Default and Judgment against the defendant and the plaintiff being  
 represented by its attorney, Suttell & Associates, and the defendant

SUTTELL & ASSOCIATES P.S.  
 Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
 Bellevue, Washington 98004  
 425•455•8220  
 F: 425•454•7884

1 having failed to appear or file an Answer herein and more than  
 2 twenty (20) days having elapsed since the date of service of the  
 3 Summons and Complaint herein, and the Court being otherwise fully  
 4 advised in the premises, NOW, THEREFORE, it is hereby


5 ORDERED, ADJUDGED, AND DECREED that the defendant, ALMITRA  
 6 ZION, is hereby in default.

7 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff  
 8 shall have judgment against the defendant, ALMITRA ZION, for the sum  
 9 of \$2635.47 together with interest to date in the sum of \$0.00,  
 10 together with plaintiff's costs of \$245.00 and the sum of \$650.00  
 11 for attorney's fees, and said Judgment shall bear interest at the  
 12 highest legal rate.

13 ENTERED this 10 day of May 2007.

14   
 15 Judge/Court Commissioner

16 Presented by:  
 17 SUTTELL & ASSOCIATES, P.S.

18   
 19 ( ) William G. Suttell, WSBA #12424  
 20 ( ) Nicole M. Brodie, WSBA #35090  
 21 ( ) Karen L. Hammer, WSBA #35608  
 22 ( ) Isaac Hammer, WSBA #36101  
 23 Attorneys for Plaintiff  
 24  
 25  
 26  
 27

SUTTELL & ASSOCIATES P.S.  
 Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
 Bellevue, Washington 98004  
 425•455•8220  
 F: 425•454•7884

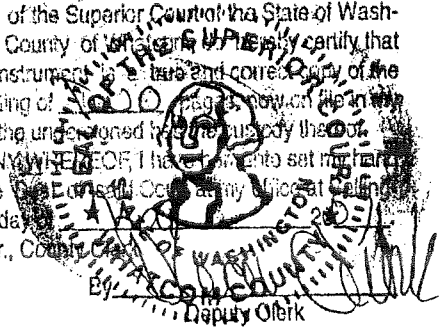
Supplemental Declaration

State of Washington, )  
County of Whatcom ) SS.

I, N.F. Jackson, Jr., County Clerk of Whatcom county and  
ex-officio Clerk of the Superior Court of the State of Wash-  
ington, for the County of Whatcom, do hereby certify that  
the foregoing instrument is a true and correct copy of the  
original, consisting of 100 pages, now on file in my  
office, and that the undersigned by me in my capacity as  
County Clerk of Whatcom County, State of Washington, do

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of said County at my office at Ellensburg  
this 28 day of March, 2011.

N.F. Jackson, Jr., County Clerk  
By \_\_\_\_\_  
Deputy Clerk





JUDGE: UHRIG  
 DATE SEPTEMBER 7, 2007  
 TIME: 1:30 PM

FILED IN OPEN COURT  
10-5 2007  
 WHATCOM COUNTY CLERK

By \_\_\_\_\_  
 Deputy

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
 IN AND FOR THE COUNTY OF WHATCOM

MRC Receivables Corp. )  
 ) NO.07-2-00945-7  
 Plaintiff, )  
 vs. ) ORDER OF SUMMARY JUDGMENT  
 ) (CLERK'S ACTION REQUIRED)  
 ALMITRA ZION )  
 )  
 )  
 Defendant(s). )

JUDGMENT SUMMARY

1. Judgment Creditor:	MRC Receivables Corp.
2. Judgment Debtors:	ALMITRA ZION
3. Principal:	\$ 2635.47
4. Interest to JULY 19, 2007:	\$45.06
5. Costs:	\$ 245.00
6. Plaintiff's attorney fees:	\$ 850.00
7. Total Judgment:	\$ 3775.53
8. Interest Rate:	12.0000% per annum
9. Attorneys for Plaintiff	Suttell & Associates, P.S.

THIS MATTER having come on regularly before the  
 undersigned-Judge of the above-entitled court upon the  
 plaintiff's Motion for Summary Judgment against the

**EXHIBIT No. C**

SUTTELL & ASSOCIATES P.S.  
 Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
 Bellevue, Washington 98004  
 425•455•8220  
 F: 425•454•7884

1 defendant's ALMITRA ZION and , and plaintiff being  
 2 represented by its attorneys, Suttell & Associates, P.S.  
 3 and the defendants representing themselves and the Court  
 4 having considered the plaintiff's Motion for Summary  
 5 Judgment, and the affidavits in support, and  
 6

7  
 8  
 9 and being otherwise fully advised in the premises, NOW,  
 10 THEREFORE, it is hereby

11 ORDERED, ADJUDGED, AND DECREED that plaintiff shall have  
 12 judgment against the defendant(s), ALMITRA ZION and , as  
 13 set forth in the Judgment Summary contained herein.  
 14

15 DATED this 19 day of October, 2007.

16  
 17  
 18 Judge/Court Commissioner

19 Represented by:

20 SUTTELL & ASSOCIATES, P.S.  
 21  
 22

23 ( ) William G. Suttell, WSBA #12424  
 24 ( ) Nicole M. Brodie, WSBA #35090  
 25 ( ) Karen L. Hammer, WSBA #35608  
 26 ( ) Isaac Hammer, WSBA #36101  
 27 Attorneys for Plaintiff

COPY received  
 and approved  
 on 10/15/07

for SUTTELL & ASSOCIATES  
 James Stindorant

SUTTELL & ASSOCIATES P.S.  
 Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
 Bellevue, Washington 98004  
 425•455•8220  
 F: 425•454•7884

State of Washington, )  
County of Whatcom ) SS.

I, N.F. Jackson, Jr., County Clerk of Whatcom county and  
ex-officio Clerk of the Superior Court of the State of Wash-  
ington, for the County of Whatcom, do hereby certify that  
the foregoing instrument is a true and correct copy of the  
original, consisting of Two pages, now on file in my  
office, and that the undersigned has the custody thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of said Court at my office, at Belling-  
ham this 5 day of January, 2011.  
N.F. Jackson, Jr., County Clerk

By [Signature]  
Deputy Clerk  
WHATCOM COUNTY



2071002782

Page: 1 of 4

10/19/2007 1:55 PM

JDGT

\$43.00

Whatcom County, WA

Request of: SUTTELL & ASSOC

**Return Address:**

SUTTELL AND ASSOCIATES, P.S.  
1450 - 114<sup>TH</sup> AVENUE SE, SUITE 240  
BELLEVUE, WASHINGTON 98004

**DOCUMENT TITLE(S):**

1. ORDER OF SUMMARY JUDGMENT

2.

3.

**CAUSE NUMBER: 07-2-00945-7**

**GRANTOR(S)** (Last name, then first name and initials):

1. ALMITRA ZION

2.

3.

**GRANTEE(S)** (Last name first, then first name and initials):

1. MRC RECEIVABLES CORP.

2.

3.

   Additional names on page    of document.

**EXHIBIT No.**   D

SCANNED 2

JUDGE: UHRIG

DATE SEPTEMBER 7, 2007

TIME: 1:30 PM

FILED IN OPEN COURT

10-5-2007

WHATCOM COUNTY CLERK

By [Signature]

Deputy

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF WHATCOM

MRC Receivables Corp. )  
 ) NO.07-2-00945-7  
Plaintiff, )  
vs. ) ORDER OF SUMMARY JUDGMENT  
 ) (CLERK'S ACTION REQUIRED)  
ALMITRA ZION )  
 )  
 )  
Defendant(s). )

JUDGMENT SUMMARY

1. Judgment Creditor: MRC Receivables Corp.  
2. Judgment Debtors: ALMITRA ZION  
3. Principal: \$ 2635.47  
4. Interest to  
JULY 19, 2007: \$45.06  
5. Costs: \$ 245.00  
6. Plaintiff's attorney fees: \$ 850.00  
7. Total Judgment: \$ 3775.53  
8. Interest Rate: 12.0000% per annum  
9. Attorneys for Plaintiff Suttell & Associates, P.S.

THIS MATTER having come on regularly before the  
undersigned-Judge of the above-entitled court upon the  
plaintiff's Motion for Summary Judgment against the

40

07-9-03095-8 fbSUTTELL & ASSOCIATES P.S.  
Attorneys at Law1450 - 114th Avenue SE, #240, Conifer Building  
Bellevue, Washington 98004  
425•455•8220  
F: 425•454•7884

1 defendant's ALMITRA ZION and , and plaintiff being  
 2 represented by its attorneys, Suttell & Associates, P.S.  
 3 and the defendants representing themselves and the Court  
 4 having considered the plaintiff's Motion for Summary  
 5 Judgment, and the affidavits in support, and  
 6

7  
 8  
 9 and being otherwise fully advised in the premises, NOW,  
 10 THEREFORE, it is hereby

11 ORDERED, ADJUDGED, AND DECREED that plaintiff shall have  
 12 judgment against the defendant(s), ALMITRA ZION and , as  
 13 set forth in the Judgment Summary contained herein.  
 14

15 DATED this 4 day of Oct, 2007.

16  
 17  
 18 Judge/Court Commissioner

19 Represented by:

20 SUTTELL & ASSOCIATES, P.S.  
 21  
 22

23 ( ) William G. Suttell, WSBA #12424  
 24 ( ) Nicole M. Brodie, WSBA #35090  
 25 ( ) Karen L. Hammer, WSBA #35608  
 26 (x) Isaac Hammer, WSBA #36101  
 27 Attorneys for Plaintiff

COPY received  
 and approved  
 on 10/5/10

Isaac Hammer  
 James Stinebaugh

SUTTELL & ASSOCIATES P.S.  
 Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
 Bellevue, Washington 98004  
 425•455•8220  
 F: 425•454•7884

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON  
DIVISION I

MRC RECEIVABLES CORP.,

Respondent,

v.

ALMITRA ZION

Appellant.

No. 60926-2-I

MANDATE

Whatcom County

Superior Court No. 07-2-00945-7

Received

DEC 15 2009

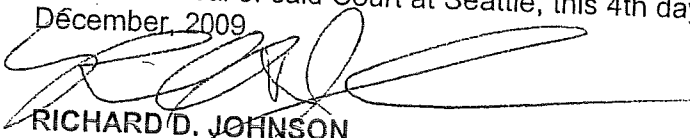
THE STATE OF WASHINGTON TO: The Superior Court of the State of Washington in and for  
Whatcom County.

This is to certify that the opinion of the Court of Appeals of the State of Washington, Division  
I, filed on July 27, 2009, became the decision terminating review of this court in the above entitled  
case on December 4, 2009. This case is mandated to the Superior Court from which the appeal was  
taken for further proceedings in accordance with the attached true copy of the decision. An order  
granting a motion to publish opinion was entered on October 16, 2009.

Pursuant to RAP 14.4, costs in the amount of \$748.47 are awarded against judgment debtor  
MRC RECEIVABLES CORP. in favor of judgment creditor ALMITRA ZION.

c: James A. Sturdevant  
Isaac L. Hammer  
Hon. Ira Uhrig

IN TESTIMONY WHEREOF, I have hereunto set my hand and  
affixed the seal of said Court at Seattle, this 4th day of  
December, 2009.

  
RICHARD D. JOHNSON

Court Administrator/Clerk of the Court of Appeals,  
State of Washington, Division I.



EXHIBIT No. E



JAMES STURDEVANT  
ATTORNEY AT LAW  
BELLINGHAM TOWERS #310  
119 NORTH COMMERCIAL  
BELLINGHAM, WASHINGTON 98225  
TELEPHONE 671-2990  
AREA CODE 360

CERTIFIED MAIL RETURN RECEIPT REQUESTED AND 1ST CLASS U.S.  
POSTAGE PREPAID

March 30, 2010

Isaac Hammer  
Suttell & Associates  
1450 - 114<sup>th</sup> Avenue SE #240  
Conifer Building  
Bellevue, WA 98004

Re: MRC Receivables Corporation v. Almitra Zion, Whatcom  
County Superior Court Case No.: 07-2-00945-7

Dear Sir:

As I indicated in my prior letters and in the motion, you have the obligation to restore my client to the status quo ante judgment. And it is absurd that I should have to write you a letter asking you to do the following three things:

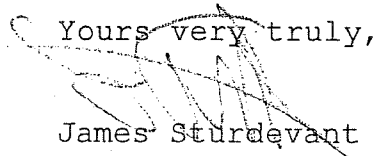
1. File a motion and order vacating the Summary Judgment in this case.
2. File with the Whatcom County Auditor pursuant to statute a copy of the Order Vacating the Default Judgment that was entered in this case on May 18, 2007, and recorded on June 8, 2007, (You had the obligation to file this when the Order Vacating the Default Judgment was signed).
3. File with the Whatcom County Auditor pursuant to statute a copy of the Order Vacating the Summary Judgment once the judgment is signed.

If you do not accomplish the above within one week from this letters date, I will again have to bring a motion before the Whatcom County Superior Court to compel you to do what you have the legal obligation to do without demand.

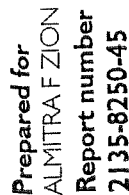
**EXHIBIT No. F**

100330LetSuttell; Zion;  
MRC v.; Page 2/2:

With best regards,

  
Yours very truly,  
James Sturdevant

cc: Almitra Zion



**Report date**  
March 19, 2010

Page 1 of 16

**[www.experian.com/disputes](http://www.experian.com/disputes)**

**Before contacting us, you should carefully review this report.**

## Disputing information in your report

If you disagree with an item, you may dispute it. We will contact the source of the information and ask them to check their records. Because your report is updated often, contact us within 90 days from the date above.

*For the fastest and easiest way to dispute information, visit:*

**www.experian.com/disputes**

Or call 1 800 509 8495. Dispute services are available 24 hours a day, seven days a week.

## Your personal credit report

**Potentially negative items or items for further review**

The most common items in this section are late payments, accounts that have been charged off or sent to collection, bankruptcies, liens, and judgments. It also may contain items that are not necessarily negative, but that a potential creditor might want to review more closely, such as an account that has been settled or transferred.

### Accounts in good standing

**Accounts in good standing**  
Items display in this section when your creditor reports that you have satisfactorily met the terms of your agreements with them. Some creditors may not report consumer credit information to us, so all of your accounts may not be listed.

## History of your account balances

Reports up to two years of your monthly balances on an account, if reported by your creditor.

## Requests for your credit history

We list anyone that has reviewed your credit information in the last two years.

## Personal information

This information is reported to us by you, your creditors and other sources.

## Tools to manage your personal credit

## What's your credit score?

Find out by ordering your VantageScore® from Experian for only \$7.95. To order your VantageScore®, call 1 888 322 5583.

**Credit Manager**

Receive unlimited access to your credit report, score and other credit management tools at [www.creditexpert.com](http://www.creditexpert.com).

## About Experian

Experian collects and organizes information about you and your credit history from public records, your creditors and other reliable sources. By law, we cannot disclose certain medical information (relating to physical, mental, or behavioral health or condition). Although we do not generally collect such information, it could appear in the name of a data furnisher (i.e., "Cancer Center") that reports your payment history to us. If so, those names display in your report, but in reports to others they display only as "Medical Information Provider". Consumer statements included on your report at your request that contain medical information are disclosed to others.

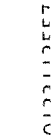


\*\*\*\*\*MIXED AADC 530  
0005295 3 MB 0.632 L 231 6

0005295 3 MB 0.632 L 231 0

ALMITRA F ZION  
7887 OREGON TRL

MAPLE FALLS WA 98266-7813



**Personal Information****Name:** ALMITRA S. ZION**SSN:** XXX-XX-8386  
**Date of Birth:** 05/1952  
**Telephone:** 599-9190  
Your SSN is partially masked for your protection.**Other Names:** ZION, SUNRISE, A  
You have been on our files since 06/1987**CURRENT ADDRESS****Address:** 7887 OREGON TR  
MAPLE FALLS, WA 98266  
**Date Reported:** 06/2004**PREVIOUS ADDRESS****Address:** 30033 PO BOX 30033,  
BELLINGHAM, WA 98228  
**Date Reported:** 07/2006  
**Address:** 3411 WOBURN ST 219  
BELLINGHAM, WA 98226**EMPLOYMENT DATA REPORTED****Employer Name:** LEOPOL MANOR  
**Date Reported:** 03/2006**Position:** CARE GIVER  
**Hired:**

Special Notes: Your Social Security number has been masked for your protection. You may request disclosure of the full number by writing to us at the address found at the end of this report. Also, if any item on your credit report begins with 'MED1', it includes medical information and the data following 'MED1' is not displayed to anyone but you except where permitted by law.

**Public Records**

The following items obtained from public records appear on your report. You may be required to explain public record items to potential creditors. Any bankruptcy information will remain on your report for 10 years from the date of the filing. Unpaid tax liens may generally be reported for an indefinite period of time depending on your state of residence. Paid tax liens may be reported for 7 years from date of payment. All other public record information, including discharged chapter 13 bankruptcy, remains for up to 7 years. The amount listed on the public record is not a balance. The amount reflects the original amount of the public record item.

**WHATSON SUPERIOR COURT Docket #: 72009457**311 GRAND AVE  
BELLINGHAM, WA 98225  
(360) 676-6777**Type:** CIVIL JUDGMENT  
**Court Type:** CIRCUIT COURT**Date Filed:** 10/2007  
**Responsibility:** INDIVIDUAL DEBT  
**Plaintiff:** MRC RECEIVABLES CORP  
**Amount:** \$2,635**Estimated date that this item will be removed:** 09/2014**Account Information**

The key to the right helps explain the payment history information contained in some of the accounts below. Not all accounts will contain payment history information, but some creditors report how you make payments each month in relation to your agreement with them.

N/A	X	OK	30	60	90	120
Not Applicable	Unknown	Current	30 days late	60 days late	90 days late	120 days late



The following accounts contain information which some creditors may consider to be adverse. Adverse account information may generally be reported for 7 years from the date of the first delinquency, depending on your state of residence. The adverse information in these accounts has been printed in brackets or is shaded for your convenience, to help you understand your report. They are not bracketed or shaded this way for creditors. (Note: The account # may be scrambled by the creditor for your protection).

500 SW 7TH ST  
BUILDING A 100  
RENTON, WA 98055-2983  
(800) 444-8485

**Pay Status:** >COLLECTION ACCOUNT<  
**Account Type:** OPEN ACCOUNT  
**Responsibility:** INDIVIDUAL ACCOUNT

Loan Type: COLLECTION AGENCY/ATTORNEY  
Remarks: »PLACED FOR COLLECTION«  
Date placed for collection: 08/2009  
Estimated date that this item will be removed: 06/2016

CREDIT BUREAU DISP  
PO BOX 6497  
SIOUX FALLS, SD 57117-6497  
(800) 344-4355

**Pay Status:** PAID OR PAYING AS AGREED  
**Account Type:** REVOLVING ACCOUNT  
**Responsibility:** INDIVIDUAL ACCOUNT  
**Date Open:** 06/2007  
**Date Closed:** 01/2010

Remarks: ACCOUNT CLOSED BY CONSUMER																													
Late Payments (31 months)	30	60	90+	Last 31 months	30 '10	OK dec	OK nov	OK oct	OK sep	OK aug	OK jul	OK jun	OK may	OK apr	OK mar	OK feb	OK '09	OK dec	OK nov	OK oct	OK sep	OK aug	OK jul	OK jun	OK may	OK apr	OK mar	OK feb	
	1	0	0		OK '08	OK dec	OK nov	OK oct	OK sep	OK aug	OK jul																		

The following accounts are reported with no adverse information. (Note: The account # may be scrambled by the creditor for your protection).

PO BOX 30281  
SALT LAKE CITY, UT 84130  
(800) 955-7070

**Pay Status:** PAID OR PAYING AS AGREED  
**Account Type:** REVOLVING ACCOUNT  
**Responsibility:** INDIVIDUAL ACCOUNT  
**Date Opened:** 09/2008

Late Payments (16 months)		30	60	90+	Last 16 months	OK '10	OK dec	OK nov	OK oct	OK sep	OK aug	OK jul	OK jun	OK may	OK apr	OK mar	OK feb	OK '09	OK dec	OK nov	OK oct
---------------------------	--	----	----	-----	----------------	--------	--------	--------	--------	--------	--------	--------	--------	--------	--------	--------	--------	--------	--------	--------	--------

6250 RIDGEWOOD ROA  
SAINT CLOUD, MN 56303  
(866) 734-0342

**Pay Status:** PAID OR PAYING AS AGREED  
**Account Type:** REVOLVING ACCOUNT  
**Responsibility:** INDIVIDUAL ACCOUNT  
**Date Opened:** 06/2007

Late		30	60	90+	Last 20 months	OK	X	OK	OK	OK	OK	OK	OK	OK	OK	OK	OK	OK	OK	OK	X	X	OK	
Payments (20 months)		0	0	0		'10	dec	nov	oct	sep	aug	jul	jun	may	apr	mar	feb	'09	dec	nov	oct	sep	aug	jul

05356 00447 004 D692

APR - 3 2011

Return Address:

SUTTELL AND HAMMER. P.S.  
(Formerly known as Suttell & Associates, P.S.)  
1450 – 114<sup>TH</sup> AVENUE SE, SUITE 240  
BELLEVUE, WASHINGTON 98004

**DOCUMENT TITLE(S):**

1. ORDER VACATING ORDER OF DEFAULT JUDGMENT
- 2.
- 3.

**CAUSE NUMBER: 07-2-00945-7**

**GRANTOR(S)** (Last name, then first name and initials):

1. ALMITRA ZION
- 2.
- 3.

**GRANTEE(S)** (Last name first, then first name and initials):

1. MRC RECEIVABLES CORP.
- 2.
- 3.

\_Additional names on page \_\_\_ of document.

Reference Judgment Recording # 2070601636

**EXHIBIT No. 6**

FILED  
COUNTY OF WHATCOM

APR - 3 2007

07 JUN 29 PM 3:48

WHATCOM COUNTY  
WASHINGTON

BY \_\_\_\_\_

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF WHATCOM

MRC Receivables Corp.,

Plaintiff,

vs.

ALMITRA ZION,

,

Defendant(s).

NO. 07-2-00945-7

ORDER VACATING ORDER  
OF DEFAULT JUDGMENT

THIS MATTER having come on regularly before the undersigned Judge of the  
above-entitled Court upon the plaintiff's request for an Order Vacating the Order of  
Default Judgment previously entered herein as to the defendant(s), ALMITRA ZION and  
, and the Court being fully advised NOW, THEREFORE, is it hereby

ORDERED, ADJUDGED AND DECREED that the Order of Default Judgment  
entered herein on the May 18, 2007, shall be and is hereby vacated as to

ORDER VACATING ORDER  
OF DEFAULT JUDGMENT - 1

SUTTELL & ASSOCIATES P.S.  
Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
Bellevue, Washington 98004  
425•455•8220  
F: 425•454•7884



the defendant(s), ALMITRA ZION and

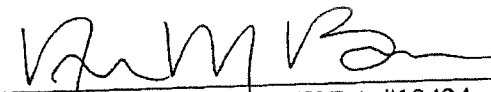
ENTERED this 29<sup>th</sup> day of June, 2007.

DAVID M. THORN

Judge/Court Commissioner

Presented By:

SUTTELL & ASSOCIATES, P.S.



( ) William G. Suttell, WSBA #12424

(x) Nicole M. Brodie, WSBA #35090

( ) Karen L. Hammer, WSBA #35608

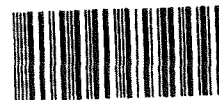
( ) Isaac Hammer, WSBA #36101

Attorneys for Plaintiff

ORDER VACATING ORDER  
OF DEFAULT JUDGMENT - 2

SUTTELL & ASSOCIATES P.S.  
Attorneys at Law

1450 - 114th Avenue SE, #240, Conifer Building  
Bellevue, Washington 98004  
425•455•8220  
F: 425•454•7884



2100400892

Page: 1 of 4  
4/09/2010 1:05 PM  
VACA \$65.00  
Whatcom County, WA

Request of: SUTTELL & ASSOC

Return Address:

SUTTELL AND HAMMER, P.S.  
(Formerly known as Suttell & Associates, P.S.)  
1450 - 114<sup>TH</sup> AVENUE SE, SUITE 240  
BELLEVUE, WASHINGTON 98004

DOCUMENT TITLE(S):

VACATING ORDER OF SUMMARY

1. ORDER OF SUMMARY JUDGMENT

2.

3.

CAUSE NUMBER: 07-2-00945-7

GRANTOR(S) (Last name, then first name and initials):

1. ALMITRA ZION

2.

3.

GRANTEE(S) (Last name first, then first name and initials):

1. MRC RECEIVABLES CORP.

2.

3.

Additional names on page \_\_\_ of document.

Reference Judgment Recording 2071002782

EXHIBIT No. H

FILED SCANNED 2  
COUNTY CLERK  
2010 APR -5 AM 10:32  
WHATCOM COUNTY  
WASHINGTON  
BY [Signature]

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF WHATCOM

MRC Receivables Corp.

Plaintiff,

vs.

ALMITRA ZION

Defendant(s).

NO. 07-2-00945-7

07-9-03095-8

ORDER VACATING SUMMARY  
JUDGMENT

s/a 114488.001

# 30 pol

THIS MATTER having come on regularly before the undersigned as one of the  
Judges of the above-entitled Court, and the plaintiff, MRC Receivables Corp., being  
represented by its attorney of record, SUTTELL & HAMMER, P.S. and requesting an  
Order Vacating the Summary Judgment entered October 5, 2007 against defendant, and  
the Court being fully advised, NOW, THEREFORE, it is hereby

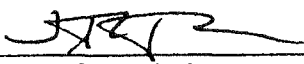
Motion to Vacate Default Judgment and for Order  
of Dismissal Pursuant to CR 41 - 3

SUTTELL & ASSOCIATES, P.S.  
1450-114TH AVE SE, #240  
CONIFER BUILDING  
BELLEVUE, WA, 98004  
425-455-8220/425-454-7884 FAX

94


1 ORDERED, ADJUDGED AND DECREED that the Summary Judgment entered  
2 on October 5, 2007 is vacated.

3  
4 ENTERED this 5<sup>th</sup> day of April, 2010.

5  
6   
7 Judge/Court Commissioner

8 Presented by:

9 SUTTELL & HAMMER, P.S.  
10 (Formerly known as Suttell & Associates, P.S.)

11   
12 ( ) William G. Suttell, WSBA #12424  
13 ( ) Patrick J. Layman, WSBA #5707  
14 ( ) Karen L. Hammer, WSBA #35608  
15 ( ) Isaac Hammer, WSBA #36101  
16 ( ) Mark T. Case, WSBA #38589  
17 ( ) Malisa L. Gurule, WSBA #40602  
18 (✓) Nicholas R. Filer, WSBA #39536  
19 ( ) Steven J. Contos, WSBA #37102  
20 Attorneys for Plaintiff

21  
22  
23  
24  
25 Motion to Vacate Default Judgment and for Order  
of Dismissal Pursuant to CR 41 - 4

SUTTELL & ASSOCIATES, P.S.  
1450-114<sup>TH</sup> AVE SE, #240  
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BELLEVUE, WA, 98004  
425-455-8220/425-454-7884 FAX

Unrecorded

State of Washington, )  
County of Whatcom ) SS.

I, N.F. Jackson, Jr., County Clerk of Whatcom County and  
ex-officio Clerk of the Superior Court of the State of Wash-  
ington, for the County of Whatcom, do hereby certify that  
the foregoing Instrument is a true and correct copy of the  
original, consisting of 20 pages, now on file in my  
office, and that the undersigned has the custody thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of said Court at my office at Belling-  
ham this 4 day of April, 2010.

N.F. Jackson, Jr., County Clerk

By: Christina E. Cameron  
Deputy Clerk